IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

WEDNESDAY, THE 3RD JANUARY 2007 / 13TH PAUSHA 1928

WP(C).No. 38 of 2007(D)

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PETITIONER:

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ASIF ABDURAHIMAN M.P.,
P.K.M.M.H.S.S., EDARIKKODE-MINOR,
REP. BY HIS NEXT FRIEND-MOTHER-GUARDIAN,
FATHIMA, W/O.ABDURAHIMAN,
MOOTAPARAMBIL HOUSE, PUTHUR,
KOTTAKKAL, MALAPPURAM DISTRICT.

BY ADV. SRI.BABU S. NAIR

RESPONDENTS:

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1. THE GENERAL CONVENER,
KERALA STATE HIGHER SECONDARY SCHOOL YOUTH FESTIVAL,
ST.MARY'S HIGHER SECONDARY SCHOOL,
PATTAM, THIRUVANANTHAPURAM.

2. THE DIRECTOR,
HIGHER SECONDARY EDUCATION,
THIRUVANANTHAPURAM.

BY G.P. SRI.I.V.PROMOD

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ALONG WITH WPC NO.34574/2006 ON 03/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

C.N.RAMACHANDRAN NAIR, J.

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W.P.(C) Nos.38/2007 & 34574/2006

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Dated this the 3rd day of January, 2007.

JUDGMENT

In the connected cases challenge is against award of first prize in Kolkali competition at the District level to another team. In one case, appeal is allowed on technical grounds but without reference to the award of first prize to another team. The order in appeal passed without reversing the award of first prize to another team is unenforceable as only one team is eligible to participate at the State level competition. So far as W.P. 34574/2006 is concerned, the petitioner's grievance is that the students fell down on account of loose setting of tarpaulin on the stage. I do not find there is any justification for this court to interfere with the award of first prize to another team. All the judges have awarded more marks to the first prize winning team. In the circumstances, both the W.Ps. are dismissed

C.N.RAMACHANDRAN NAIR
Judge

pms